



AGENDA

REGULAR MEETING OF
THE MAYOR'S COMMITTEE
ON DISABILITY
OCTOBER 21, 2021
10:00 AM
ATTEND VIRTUALLY

SPECIAL PROCEDURES FOR THE MAYOR'S COMMITTEE ON DISABILITY MEETING

Attendance: In response to the State's declaration of a Public Health Emergency, the Mayor's Proclamation of Emergency, and the ban on public gatherings in excess of those permitted in the current Public Health Order, the Mayor's Committee on Disability meeting will be conducted virtually.

Internet: To join the Zoom meeting on the internet using a computer, laptop, smartphone, or tablet, use the following link: <https://santafenm-gov.zoom.us/j/96829851244?pwd=ZUZ0cnBRU1pOMVh4YmR0c0c3VIRpQT09>.

Passcode: 83504

Attendees should use the "Raise Hand" function to be recognized by the Chair to speak at the appropriate time.

Phone: To join the Zoom meeting using a phone, use the following phone numbers and Webinar ID: **US: 1 (346) 248-7799 - Webinar ID: 968 2985 1244 - Passcode: 83504**

Phone attendees should press *9 to use the "Raise Hand" function to be recognized by the Chair to speak at the appropriate time.

The agenda and packet for the meeting will be posted at <https://santafe.primegov.com/public/portal>.

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **APPROVAL OF AGENDA**
4. **APPROVAL OF MINUTES**
 - a. August 19,2021 Meeting Minutes
5. **PUBLIC COMMENTS (15 MINUTES TOTAL)**



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6. PRESENTATIONS

- a. County Clerk's office presentation to discuss the visually impaired absentee ballot and the process the County Clerk's office went through to determine that this was an accessible alternative. (Katharine E. Clark, Santa Fe County Clerk 505.986.6280 clerk@santafecountynm.gov, Juan E. Torres, Santa Fe County Chief Deputy Bureau of Elections 505.995.9571 jektorres@santafecountynm.gov and Robin Garrison, Disability Rights New Mexico – Voting and Assistive Technology Team Lead and Advocate 505.256.3100 Ext. 114 rgarrison@drnm.org)
- b. Presentation of AFN Emergency Communication Kits which provide assistive technology in a variety of circumstances including emergency situations. The kits include an iPad with accessibility apps, video relay service, IP Captioned Telephone Service, Portable Loop System, Alternate Augmentative Communication (AAC) apps, translation apps (Spanish), LED Magnifier, etc. These kits can be modified for particular needs of the community. - (Eli Fresquez – NM Children, Youth & Families Department (CYFD) Director, Office of Children's Rights 505.629.9626 Eli.fresquez@state.nm.us, Loren DeAzevedo – New Mexico Department of Health (NMDOH) Access & Functional Needs Coordinator, 505.231.5328 Loren.DeAzevedo@state.nm.us and G. Nathan Gomme – The New Mexico Commission for Deaf & Hard of Hearing (CDHH) Executive Director, 505.383.6530 Nathan.Gomme@state.nm.us)

7. ACTION ITEMS: DISCUSSION

- a. Further discussion of edits to support letter for developing notification system for vehicles carrying people with disabilities/special needs - (Aurore Bleck and Angelique Montoya-Chavez)
- b. Reviewing 2019-2020 MCD Priorities and beginning process to update priorities for 2022 - (Kathlyne Gish)
- c. Mayor's Committee on Disability (MCD) webpage - review and update content - (Kathlyne Gish)
- d. Approval of 2022 MCD Meeting Schedule - (Kathlyne Gish)



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8. **OLD BUSINESS**

- A. MCD SUB-COMMITTEE REPORTS

9. **MATTERS FROM STAFF**

- a. A link to the video recording of this meeting will be added to the Meeting Minutes for this meeting.
- b. The Governing Body of the City of Santa Fe has adopted the Captions Always On Ordinance under Bill No. 2021-21, Creating a New Section 7.5 SFCC 1987 in the Code of Ordinances to Require Places of Public Accommodation to Activate Closed Captioning on Television Receivers. The changes take effect 5 days after publication in the newspaper (October 18, 2021). In addition to newspaper notification, the City has notified Hutton Broadcasting, the Santa Fe Chamber of Commerce, the New Mexico and Santa Fe Restaurant Associations, as well as sending out notification in the E-commerce Newsletter produced by the Economic Development Department of the City and is Emailed to Santa Fe businesses monthly.

10. **MATTERS FROM THE COMMITTEE**

11. **NEXT MEETING: Thursday, December 16, 2021**

12. **ADJOURN**

This venue is equipped with closed captions. Persons with disabilities in need of accommodations, contact the City Clerk's office at 955-6521, five (5) working days prior to meeting date.



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ON DISABILITY
AUGUST 19, 2021
10:00 AM
VIRTUAL MEETING

1. **CALL TO ORDER**

10:02 AM

2. **ROLL CALL**

Members Present:

Member Aurore Bleck
Member Hope Reed
Member Kendra Garcia
Member Victor Hughes
Member Kathlyne Gish
Member Pam Parfitt
Member Angelique Montoya-Chavez
Member Meriam Jawhar
Member Jose "Eli" Fresquez

Members Excused:

None

Others Attending:

Jesse Guillen, Legislative Liaison
Tom Graham, ADA Coordinator
Alexandra Ladd, Attendee
Jennifer Faubion, Attendee

3. **APPROVAL OF AGENDA**

MOTION: Member Bleck moved, seconded by Member Reed, to approve the agenda as amended. Item 7(g) is moved before item 7(a).

VOTE: The motion was approved on the following Roll Call vote:

For: Member Bleck, Member Reed, Member Garcia, Member Hughes, Member Gish, Member Parfitt, Member Jawhar, Member Fresquez

Against: None



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Abstain: Member Montoya-Chavez

4. APPROVAL OF MINUTES

a. June 17, 2021 Meeting Minutes

MOTION: Member Fresquez moved, seconded by Member Reed, to approve the minutes as amended. Meriam Jawhar pointed out correction of a spelling error of the word "regarding" in second paragraph of item 6(b).

VOTE: The motion was approved on the following Roll Call vote:

For: Member Bleck, Member Reed, Member Garcia, Member Hughes, Member Gish, Member Parfitt, Member Jawhar, Member Fresquez

Against: None

Abstain: Member Montoya-Chavez

5. PUBLIC COMMENTS (15 MINUTES TOTAL)

I'm new to Santa Fe. My name is GinaMaria Opalescent. Address: 6332 Entrada de Milagro, Santa Fe, NM 87507.

I have nearly 30 years experience in the world of disability principally in the world of special education advocacy having volunteered and worked for our WI Statewide Parent Training Information Center (PTIC). I later developed a passion for policy and legislation as that's where the real change happens. Thank you for inviting me. Also, I'm bilingual as I lived in Spain for 15 years.

6. PRESENTATIONS

a. City of Santa Fe Affordable Housing. An update on current projects Citywide with an income source discrimination discussion - (Director Alexandra Ladd, Office of Affordable Housing (505) 955-6346, agladd@santafenm.gov)

Director Ladd's presentation is attached to end of these minutes or can be accessed at link: https://drive.google.com/file/d/1CLwRuATPAwquYsrkLppz8-dbT8fzsN_C/view?usp=sharing

Mr. Graham also provided contact information for Santa Fe Housing Action Coalition Executive Director, Michael Barrio: mbarrio@santafehousing.org, (310) 869-5311.



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Also provided was link to Santa Fe Action Coalition webpage: <https://santafehousingaction.org/>

Link to monthly web series that focuses on housing issues in Santa Fe and in New Mexico at large: <https://www.youtube.com/channel/UC9t7ZkK4gjMR9AByy6H5BPA>

Link to State of Housing Affordability 2020 Year End Report – SFHAC: <https://santafehousingaction.org/state-of-housing-affordability-2020-year-end/>

Chair Gish invited Director Ladd to come to future MCD meetings when having an questions/concerns regarding the disabled community in Santa Fe.

7. ACTION ITEMS: DISCUSSION

- a. Memorial to Dave McQuarie on the Mayor's Committee on Disability (MCD) website. Discussion of Dave McQuarie's extensive work as a disability advocate in Santa Fe – (Kathlyne Gish and Aurore Bleck)

MOTION: Member Bleck moved, seconded by Member Reed, to approve forming a subcommittee for memorial to Dave McQuarie, with Hope Reed as Chair and including Kathlyne Gish.

VOTE: The motion was approved on the following Roll Call vote:

For: Member Bleck, Member Reed, Member Garcia, Member Hughes, Member Gish, Member Parfitt, Member Montoya-Chavez, Member Jawhar, Member Fresquez

Against: None

Abstain: None

- b. Continuing free public transportation in the City of Santa Fe (Buses and SF Ride) to assure access for lowest income, disabled, and elderly citizens to have equitable access in the City of Santa Fe while accessing housing, food, medical care, employment, education, and other community resources - (Kathlyne Gish and Kendra Garcia)

MOTION: Member Reed moved, seconded by Member Fresquez, to approve forming a subcommittee for free public transportation in the City of Santa Fe, with Kendra Garcia as Chairperson.

VOTE: The motion was approved on the following Roll Call vote:



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For: Member Bleck, Member Reed, Member Garcia, Member Hughes, Member Gish, Member Parfitt, Member Montoya-Chavez, Member Jawhar, Member Fresquez

Against: None

Abstain: None

- c. Continuing need to protect disabled and elderly citizens from income source discrimination in Santa Fe. Creating Subcommittee to produce Letter of Support and develop draft legislation - (Kathlyne Gish and Eli Fresquez)

To be included with existing housing subcommittee chaired by Kathlyne Gish, with Aurore Bleck and Meriam Jawhar included.

- d. Developing notification system for vehicles carrying people with disabilities/special needs - (Aurore Bleck and Angelique Montoya-Chavez)

MOTION: Member Reed moved, seconded by Member Bleck, to Edits for letter to first responders and further discussion to be addressed at next meeting.

VOTE: The motion was approved on the following Roll Call vote:

For: Member Bleck, Member Reed, Member Garcia, Member Gish, Member Parfitt, Member Montoya-Chavez, Member Jawhar

Against: None

Abstain: None

- e. Reviewing 2019-2020 MCD Priorities and beginning process to update priorities for 2022 - (Kathlyne Gish)

MOTION: Member Reed moved, seconded by Member Bleck, to postpone the action plan until next meeting.

VOTE: The motion was tabled on the following Roll Call vote:

For: Member Bleck, Member Reed, Member Garcia, Member Gish, Member Parfitt, Member Montoya-Chavez, Member Jawhar

Against: None



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Abstain: None

- f. Mayor's Committee on Disability (MCD) webpage - review and update content - (Kathlyne Gish)

MOTION: Member Reed moved, seconded by Member Bleck, to postpone the action plan until next meeting.

VOTE: The motion was on the following Roll Call vote:

For: Member Bleck, Member Reed, Member Garcia, Member Gish, Member Parfitt, Member Montoya-Chavez, Member Jawhar

Against: None

Abstain: None

- g. **Request to Publish Notice of Public Hearing on September 29, 2021.**

Consideration of Bill No. 2021-21. An Ordinance Relating to Closed Captions; Creating a New Section 7.5 SFCC 1987 to Require Places of Public Accommodation to Activate Closed Captioning on Television Receivers. (Councilwoman Renee Villarreal, Councilor Cassutt, and Councilor Garcia) (Jesse Guillen, Legislative Liaison: jbg Guillen@santafenm.gov, 955-6518; Jennifer Faubion, Council Liaison: jrfaubion@santafenm.gov, 955-6033)

Committee Review:

Introduced: 07/14/21

Quality of Life Committee: 08/18/21

Mayor's Committee on Disability: 08/19/21

Governing Body (Request to Publish): 08/25/21

Finance Committee: 08/30/21

Governing Body (Public Hearing): 09/29/21

MOTION: Member Garcia moved, seconded by Member Parfitt, to approve the bill as presented.

VOTE: The motion was approved on the following Roll Call vote:

For: Member Bleck, Member Reed, Member Garcia, Member Hughes, Member Gish, Member Parfitt, Member Montoya-Chavez, Member Jawhar, Member Fresquez

Against: None

Abstain: None



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8. **OLD BUSINESS**

A. MCD SUB-COMMITTEE REPORTS

None.

9. **MATTERS FROM STAFF**

A video recording can be accessed at the link below:

<https://santafenm.gov.zoom.us/rec/share/cGgdHnlYEPRXWfxscucsPMLg47oDbIZysKMjOWIEZudHO4Pa21eqwGkviEOmCwwF.zZvLWet6FjdClrw>

Passcode: Y\$ABM\$0

10. **MATTERS FROM THE COMMITTEE**

None.

11. **NEXT MEETING: October 21 2021**

12. **ADJOURN**

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Adjourned at 12:08 PM

Liaison

Chair

PRESENTATION ATTACHMENT

OFFICE OF AFFORDABLE HOUSING

Alexandra Ladd, Director, Office of Affordable Housing

agladd@santafenm.gov, 505-955-6346

- **Policy/Regulation**

- Santa Fe Homes Program (SFCC 26-1, 26-2)
- Fair Housing (SFCC 26-4)

- **Programming/Capacity Building**

- Fee-for-Services administrative contracts (General Fund) with nonprofit services providers

- **Funding for programming, projects and direct assistance**

- Community Development Block Grant - CDBG (24 CFR 570)
- Affordable Housing Trust Fund - AHTF (SFCC 26-3)
- General Fund

Role of Nonprofit/Community Partners

- City's philosophy is to build capacity of community-based partners to ensure services are relevant, nimble, and accessible to the people we are trying to help (offset distrust of government, clunkiness of bureaucracy, and lack of City-based specialization)
- Nonprofit services providers are "subrecipients" of federal funding, pass through agents for local funding, and provide direct services to the City via "fee-for-services" agreements
- This model maximizes financial leverage and private investment in a way that the City isn't positioned for doing

**SANTA FE HOMES PROGRAM –
ENSURING SUPPLY**

- **Inclusionary zoning (IZ):** also known as inclusionary housing refers to regulation that requires a given share of new construction to be affordable for people with low to moderate incomes.
- **Goal:** encourage the development and availability of housing affordable to a broad range of household incomes
- **Nexus:** offset the demand for affordable housing that is created by new development and economic activity

- **SFHP triggers:** annexation, rezoning, subdivision plat, increase in density, development plan, extension of or connection to city utilities for land outside the city limits, and building permits for two (2) or more dwelling units and manufactured home lots.
- **Developer incentives:** 15% density bonus, fee waivers/reductions for utility expansion charges, infrastructure and building permits, etc. (value of fee is secured by a lien held by the City)

Q: When can a developer “opt” to pay a fee-in-lieu?

A: NEVER. *Paying a fee is the required form of compliance under limited and very specific circumstances:*

1. The calculation results in a “fraction” of a unit: 23 units proposed X 20% = 4.6 = 4 units provided, a fractional fee paid for 0.6 units
2. “Small Projects” of 2 – 10 units
3. Multi-family, renter-occupied projects that choose to pay a fee-in-lieu of or a combination option that includes paying a fee
4. The Developer demonstrates to the Governing Body’s satisfaction that there’s an extreme financial hardship and proposes an alternate means of compliance that is acceptable AND better meets identified housing needs

HOUSING FUNDS –
SUPPORTING DEMAND

CDBG FUNDING

- City of Santa Fe is an “entitlement” city and receives funds directly from Dept. of Housing and Urban Development (HUD)
- Amount of grant averages \$600,000 - \$700,000 per year
- Use of funds must meet at least one national objective:
 - Benefit to low- and moderate-income (LMI) persons;
 - Aid in the prevention or elimination of slums or blight; and
 - Meet a need having a particular urgency (referred to as urgent need).
- Santa Fe uses its funds exclusively for LMI benefit.

HOW ARE CITY'S CDBG FUNDS USED?

- Administration (20% of entitlement amount)
- Housing Activities – 79%
 - Home improvement, emergency repairs for LMI homeowners - 9%
 - Down payment assistance (mortgage principle reduction) – 57%
 - Acquisition/rehabilitation of affordable rental units – 13%
- Public Facilities – 9%
 - Emergency shelters, childcare centers, social services centers
- Public Services (capped at 15% of entitlement amount) – 12%
 - Meals for housebound residents, support services for homeless students, emergency shelter operations, legal services

(Source: 2013 – 2018 historic uses)

AFFORDABLE HOUSING TRUST FUND

- Funded through revenues from development (SFHP fee-in-lieu & fractional fee payments, payoffs of City-held liens, land sales in Tierra Contenta).
- “Qualified Grantee” is organization/corporation with mission to provide affordable housing or individuals earning less than 120%AMI
- Use of funds must be compliant with NM Affordable Housing Act (provides exemption to NM Anti-Donation Clause) codified in SFCC 26-3
 - Capital costs of construction, rehabilitation, operation or preservation of affordable housing
 - Direct financial assistance to income-certified individuals
 - Donation or below market sale of publicly owned land, building, infrastructure
 - Administrative, services and staffing costs **NOT** allowable

HOW ARE AHTF FUNDS USED?

- Home improvement, energy efficiency upgrades, emergency repairs for income-qualified homeowners - **15%**
- Down payment assistance (mortgage principal reduction) for income-qualified homebuyers – **35%**
- Rental assistance to income-qualified renters, particularly those experiencing homelessness or living in precarious situations (includes rent, utility arrears, deposits) – **25%**
- Capital costs of rental unit construction (predevelopment, design, construction labor/materials, post-development certifications, energy efficiency amenities) – **15%**
- Homeless shelter and permanent supportive rental housing upgrades (new roofs, HVAC systems, accessibility improvements, security systems, fire suppression systems) – **10%**

LEVERAGE METRICS & FUNDING GOALS

- Funds are intended for “last mile” to fill funding gap; they are not seed money or speculative (evaluation criteria weighted to reward experience, capacity, leverage)
- Leverage includes both “match” (organizational resource) and “leverage” (inspired investment leveraged from outside resources)
- Leverage requirements are “baked into” application for funds (for every \$1 of CDBG, must provide \$1 of matching funds; for AHTF, required leveraging ratio is \$1:\$3 leverage/match)
- For every \$1 provided via downpayment assistance, an average of \$14 is leveraged (buyer’s resources + value of privately financed mortgage)
- For every \$1 provided to support capital costs of rental unit construction (predevelopment, design, construction labor/materials, post-development certifications, energy efficiency amenities), approx. \$10 of investment (private equity + debt) is leveraged.

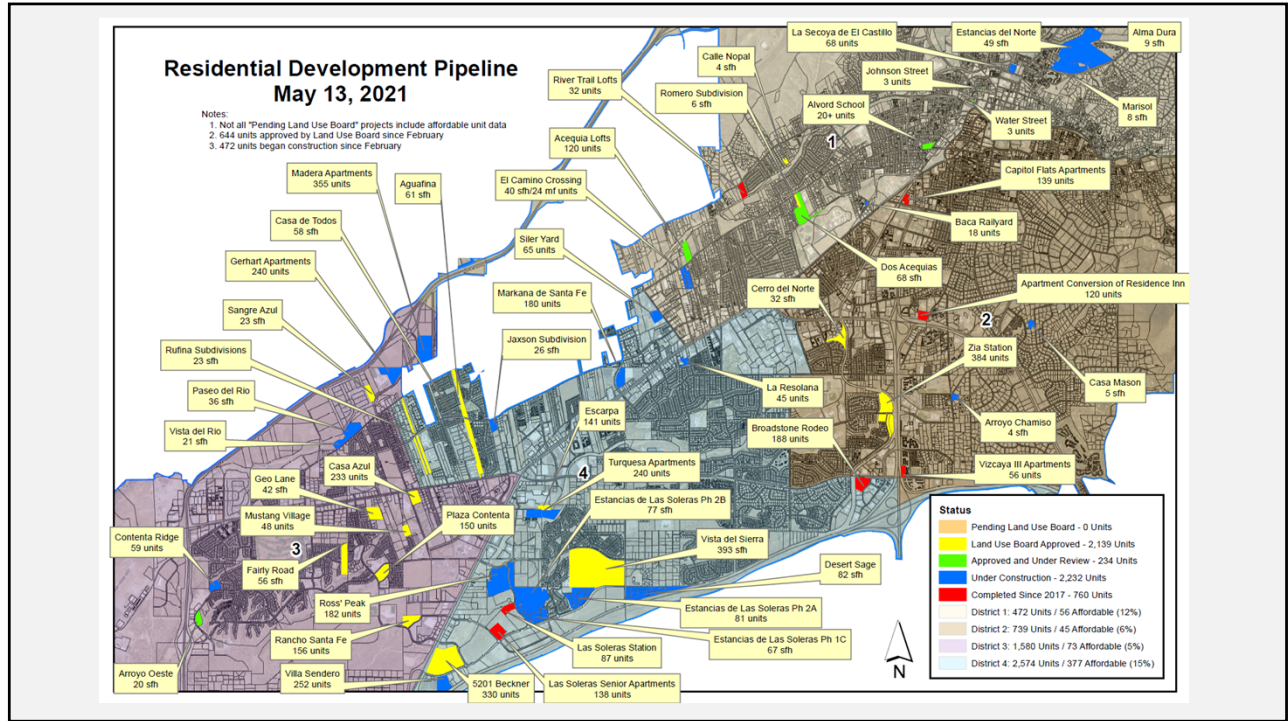
FACTORS AFFECTING HOUSING NEEDS & DEVELOPMENT

- Almost 50% of Santa Fe's residents are "cost-burdened" by housing costs (paying more than 1/3 of their income).
- On any given night in Santa Fe, as many as 100 young people don't have a safe place to sleep.
- 17% of Santa Fe's residents live in poverty, with 40% of school age children in poverty.
- Nearly one out of every four (25%) Santa Fe residents is age 65+.

- 22% (7,536 acres) of land within the city is vacant.
- Land Use zoning categories have a direct influence on the affordability of housing
 - development costs ÷ # of units = per unit cost
- R-7 is lowest threshold for affordable single family homeownership and R-14+ for rental development.
- Based on current zoning, 4,304 acres (15.7%) in the city can support affordable homeownership and 1,506 (5.5%) acres are zoned at densities that can support multi-family apartments.

HOUSING INITIATIVES

- Amendments to the ADU ordinance (make more flexible, increase diversity of housing types across range of neighborhoods, allow owner to rent both units but only STR if living on site)
- STR Process/Regulatory improvements (better enforcement tools through contract with consultant, electronic tracking through EnerGov, coordinated data management)
- Purchase of Santa Fe Suites to create multi-income, supportive rental housing option for those transitioning out of homelessness, as well as those in the workforce who can't compete in the marketplace.
- UPCOMING: Disposition of City-owned sites for housing in all 4 Districts (affordable and market rate, rental and homeownership)



EMERGING NEEDS

- Households are smaller and older, except for Spanish-speaking households which are larger and lower-income.
- Single family development is likely to be less of an economic driver than in the past as some residents will seek smaller homes located near transit, services and amenities. (Baby boomers & millennials)
- Emergency housing and very low cost rental options are only as effective as the supportive services provided in alignment with the home.
- 3,000 – 5,000 households vulnerable to eviction once moratoria expire.

NM AFN **Emergency** Communication Kit # _____

Visual Contents Checklist

- 1 Rugged Case on Wheels
- 2 Wearable Tactile Notification System (x2)
- 3 Lighted Magnifier
- 4 Personal Amplifier w/Headset
- 5 Disposable Sanitary Covers for Headset
- 6 Bluetooth Cellphone Amplifier
- 7 Measuring Tape
- 8 Apple iPad 4G (Asset # _____) w/Power Pack
- 9 In-Line Amplifier
- 10 Commercial-Grade Router (Asset # _____)
- 11 Portable Loop w/Microphone
- 12 GLT Captioning Tablet w/ Mini Wi-Fi Router (Asset # _____) / (Asset #: _____)



Replacement Items Available from:



Solutions for All Your Communication Needs

www.Teltex.com

Toll Free (888) 515-8120

- 1 Rugged Case on Wheels**
Keeps all components of the ADA kit in a clean and secure environment.
- 2 Wearable Tactile Notification System (x2)**
Alerts through strong, easily identifiable vibrations, selectable audio tones and a bright flasher.
- 3 Lighted Magnifier**
For individuals with low vision and comes with batteries pre-installed and ready to use.
- 4 Personal Amplifier w/Headset**
For individuals with hearing loss and is used in face-to-face situations.
- 5 Disposable Sanitary Covers for Headset**
Maintains headphones for sanitary purposes so headphones can be reused.
- 6 Bluetooth Cell Phone Amplifier**
For individuals with hearing loss to provide sound amplification on their personal cell phones.
- 7 Measuring Tape**
For measuring openings and heights to ensure environment is accessible for clients.
- 8 Apple iPad 4G**
Communication tool configured with specialty apps for any disability group. Plus portable charging power pack.
- 9 In-Line Amplifier**
For individuals with hearing loss to provide sound amplification on a land line telephone.
- 10 Commercial-Grade Router**
Simple drop in solution providing instant commercial-grade internet service.
- 11 Portable Infoloop w/Microphone**
Close proximity vocal amplifier for hard of hearing users with T-coil equipped hearing aids.
- 12 GLT Captioning Tablet w/ Mini Wi-Fi Router**
Provides captions for individuals with hearing loss for in-person conversations or when connected to an audio device.

Mobile Health Alerts

Persons with serious health problems sometimes need to alert public safety responders about special needs. There has been an alert system for homes: a sticker in the upper corner of the front door tells responders there is an information sheet in a plastic envelope on the refrigerator door that will give specific instructions for medical problems the resident has, as well as the medications they take.

There is currently no alert system for people who ride in family vehicles. If the person with medical needs is nonverbal for any reason, critical information could be provided if there were an alert system.

With an eye to being movable, a prototype has been developed based on a “Baby on Board” sign with a suction cup. The Mayor’s Committee on Disability would like to ask public safety responders and potential users for feedback on the prototypes: thoughts, improvements, concerns, feasibility, usefulness, etc.

Points to consider:

- Where should the alert sign be placed on the window closest to the person who needs it? Some riders might be distracted or try to remove the sign if it is in their line of sight. The driver needs clear lines of sight when turning or changing lanes. The placement should allow the window to be rolled down.
- There could be more than one person with health issues in the vehicle, for instance, a senior couple or a family with children. There are physical characteristics listed on the alert sheet, but perhaps a picture attached to the inside surface would further identify the person who has the medical alert.
- What questions or information should be added to or deleted from the “Emergency Medical Information” form?
- Will public responders or good Samaritans notice the alert and use the information sheet tucked inside?



EMERGENCY MEDICAL INFORMATION

FIRST NAME INITIAL LAST NAME

STREET ADDRESS CITY STATE ZIP TELEPHONE

BIRTH DATE GENDER HEIGHT WEIGHT HAIR EYES BLOOD TYPE

NATIVE LANGUAGE RELIGION DATE COMPLETED (update at least annually)

COMPANION ANIMALS: NAME AND BREED/COLOR

SMOKER: YES/NO PACEMAKER MODEL #: DEFIBRILLATOR MODEL #:

HEARING AID: LEFT/RIGHT DEAF: LEFT/RIGHT DENTURES: UPPER/LOWER

ABLE TO SPEAK: YES/NO GLASSES/CONTACTS/BLIND ARTIFICIAL EYE: YES/NO

IDENTIFYING MARKS:

CIRCLE CONDITIONS YOU HAVE BEEN TREATED FOR IN THE PAST

AIDS	BLOOD PRESSURE	INSULIN	HEPATITIS	STROKE
ANEMIA	CANCER	EPILEPSY	HEART	TUBERCULOSIS
ARTHRITIS	DIABETES	GLAUCOMA	JAUNDICE	OTHER:
ASTHMA	DEPRESSION/ANXIETY	HAY FEVER	SINUS	

CURRENTLY BEING TREATED FOR:

NAME OF DOCTOR	TYPE OF DOCTOR	DOCTOR'S PHONE #
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NAME OF DOCTOR	TYPE OF DOCTOR	DOCTOR'S PHONE #
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NAME OF DOCTOR	TYPE OF DOCTOR	DOCTOR'S PHONE #
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MEDICATIONS	DOSAGE	FREQUENCY	ANY IN VEHICLE/BAG/WHERE?
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ALLERGIES TO MEDICATIONS:

OTHER ALLERGIES:

OTHER IMPORTANT INFORMATION A MEDICAL TECHNICIAN MIGHT NEED:

EMERGENCY CONTACTS:

MEDICARE/MEDICAID/INSURANCE CARRIER:

Mayor's Committee on Disability

City of Santa Fe

August 19, 2021

To: Assistant Chief Brian Moya, Santa Fe Fire Department, and Deputy Chief Paul Joye, Santa Fe Police Department

From: Kathylyne Gish, Chair, Mayor's Committee on Disability

Re: Mobile Health Alerts: medical alert system for travelers and their passengers with important medical needs

Persons with serious health problems sometimes need to alert public safety responders about special needs. There has been an alert system for homes: a sticker in the upper corner of the front door tells responders there is an information sheet in a plastic envelope on the refrigerator door that will give specific instructions for medical problems the resident has, as well as the medications they take.

There is currently no alert system for people who ride in family vehicles. If the person with medical needs is nonverbal for any reason, critical information could be provided if there were an alert system.

With an eye to being movable, two prototypes have been developed based on a "Baby on Board" sign with a suction cup. The Mayor's Committee on Disability would like to ask public safety responders and potential users for feedback on the prototypes: thoughts, improvements, concerns, feasibility, usefulness, etc.

Points to consider:

- Where should the alert sign be placed on the window closest to the person who needs it? Some riders might be distracted or try to remove the sign if it is in their line of sight. The driver needs clear lines of sight when turning or changing lanes. The placement should allow the window to be rolled down.

- There could be more than one person with health issues in the vehicle, for instance, a senior couple or a family with children. There are physical characteristics listed on the alert sheet, but perhaps a picture attached to the inside surface would further identify the person who has the medical alert.
- What questions or information should be added to or deleted from the “Emergency Medical Information” form?
- Will public responders or good Samaritans notice the alert and use the information sheet tucked inside?

Please provide any feedback to the ADA Coordinator, Thomas Graham, 505-955-6654, P.O. Box 909, Santa Fe, NM 87504-0909, tmgraham@santafenm.gov

2019 Priorities

Mayor's Committee on Disability

- ❖ Recruit and hire a new ADA Coordinator: The MCD is very pleased to have Dave Chapman assigned to support the Committee and serve as the temporary ADA Coordinator, but it is unfair to have any employee try to fulfill the requirements for two jobs.

- ❖ Housing Subcommittee
 - Housing discrimination: Landlords currently do not have to accept all legitimate types of income to evaluate potential tenants. This is particularly a problem for people who are disabled, veterans, and seniors. Other cities have fixed this with an ordinance.
 - Housing affordability: The housing shortage adversely affects all Santa Feans.
 - Housing accessibility: It's easier to incorporate accessibility features into new construction. Ensuring that new multi-unit housing has accessibility features and a certain number of wheelchair friendly units would help. Funds are currently available to help retrofit older housing so that people can adapt to health changes and/or age in place.
 - Homelessness: Persons with physical and mental health problems are disproportionately represented in the homeless population. Housing first can help put these folks on the road to getting better health care and an enormously improved quality of life.

- ❖ Transportation Subcommittee
 - Inaccessible bus stop in front of Indian Hospital: The last update was that the project to fix the bus stop was awaiting BIA approval of the land use.
 - Sidewalk repair: The stretch of Pacheco between the Ventana de Vida senior center and St. Michael's Drive has no existing sidewalk, thus impeding access to the local shopping. This is a high priority and expected to be addressed next after some work on Agua Fria, but the city has a huge prioritized list of sidewalk repairs that could benefit from a share of a gas tax or other funding mechanism.
 - 24/7 public transportation: This is needed for safety and medical reasons. Poor people and abuse victims are most vulnerable to transportation challenges. A poor person with a sick child might delay medical care because there is no transportation. City of Santa Fe activities and SFCC classes end at 10:00pm, but Transit has ended operations.
 - Bus accessibility: Older residents and those who can't stand long have difficulty using bus stops without benches.
 - Help with transportation costs for paratransit users: Economical bus passes are available to all Santa Feans, but for persons who must use paratransit for all transportation, there are no programs that would help income-qualified people with these expenses.

- Explore possible permanent dashboard display of disability parking placard for those with memory issues.

❖ Post-Traumatic Stress Subcommittee

- The PTS Spectrum: The Subcommittee on Post-Traumatic Stress (PTS) wants to introduce a new framework—the PTS Spectrum—to facilitate a more civil, inclusive, and productive discourse around PTS issues. PTS is not considered a disorder in current parlance, and it's counterproductive to refer to it that way. PTS is a condition that exists on a spectrum. On one end of the spectrum exists a state of being that afflicts us all, by virtue of our births—PTS. On the other end of the spectrum exists a disabling state of being that afflicts some, by virtue of the intensity, frequency, and/or duration of exposure to trauma inducing events—disabling PTS. In between these two ends of the spectrum exists another state of being, where functionality may be impaired or limited, and aspects of personal and professional life may be adversely affected—problematic PTS.
- Susceptibility to problematic and disabling PTS: Certain populations in our community are more susceptible to problematic and disabling PTS by virtue of their circumstances. Populations highly susceptible to problematic and disabling PTS include, but are not limited to: food insecure; homeless; immigrant; incarcerated; LGBTQ+; minority; physically, sexually, and/or psychologically abused; substance abuse; unemployed; and veterans. The subcommittee on PTS will conduct research and gather data to better understand problematic and disabling PTS in these and other highly susceptible populations, and report our findings to the City of Santa Fe.
- Services available to those with problematic and disabling PTS: There are a multitude of local services available to those with problematic or disabling PTS; the Subcommittee will compile and maintain a comprehensive list of these services, conduct an assessment to determine the efficacy of these services in addressing problematic and disabling PTS, and research other effective treatment solutions not currently offered that would be of benefit to our community in order to reduce negative individual, social and economic consequences of problematic and disabling PTS in Santa Fe. These findings will be reported to the City.
- PTS Spectrum Public Hearing: The Subcommittee on PTS will organize a public hearing to introduce the PTS Spectrum framework, invite all relevant stakeholders to attend and offer comments, and report our findings to the City of Santa Fe.
- PTS Spectrum Research Funding. The Subcommittee on PTS will complete and submit a SBIR grant request to fund PTS Spectrum research operations.

❖ Plan Review Subcommittee

- The MCD Plan Review Subcommittee has been reviewing city plans since 1985. The Subcommittee provides ADA accessibility review of public works project for new or remodeled public use projects such as; buildings, streets/sidewalks, parks, transportation stations/stops, and similar facilities. Through the use of required federal,

state, and local accessibility laws and codes, as well as existing guidelines and best practices, the Subcommittee seeks the best solution to serve the greatest number of people with disabilities. In addition, the Subcommittee is also available to provide accessibility recommendations to other entities upon their request.

❖ Integrated Pest Management


- The City of Santa Fe can be a model city for the entire State of New Mexico by banning the use of pesticides and herbicides on all city owned and managed parks, recreation sites, road medians, and buildings.
- This can be accomplished by hiring an Integrated Pest Management coordinator and strictly following the Integrated Pest Management Resolution adopted by the City Council in 2001.

Mayor's Committee on Disability

City of Santa Fe

November 26, 2019

To: Mayor Alan Webber, City Councilors, and City Manager

From: Mayor's Committee on Disability 

Subject: 2020 Priorities and Action List

Attached are a 2020 City Action List, which has projects that are within the purview of various city agencies, and a 2020 Priorities List, which incorporates additional projects that need to be further developed by the Committee.

The Committee hopes to coordinate its priority lists with the city budget cycle, and we welcome suggestions on the best timing to point out the needs of residents with disabilities.

Attachments

cc: Regina Wheeler,

John Romero

Carol Johnson

Kyle Mason

Richard Thompson

John Munoz

Keith Wilson

Thomas Martinez

Kyra Ochoa

Alexandra Ladd

Michael Rodriguez

Greg Gurule

Greg Smith

City of Santa Fe

Mayor's Committee on Disability

2020 CITY ACTION LIST

■ Public Safety

- Safe relationships with authorities for community members with special needs, including alert systems such as window and door stickers and phone apps that can aid in communication with non-verbal residents
- 24/7 public transportation resources for residents without access to private transportation
- Emergency evacuation plans for paratransit users and seniors
- During Sheridan bus station revision, have an accessible route from the temporary bus station to the Plaza, clearly marked with Signage in both directions
- Have an accessible wheelchair route between Santa Fe Place and the new Southside bus station
- Maintain pathways between parking lots and city property entrances

■ Public Accommodation

- New bus stop at Cerillos and Second Street (service to Indian Hospital)
- Availability of hearing loops in all locations where the City Council meets and a new city ordinance that requires loop installation in new construction and remodels of public venues
- Update play areas in city parks to allow wheelchair access (phase out and replace wood chips and add inclusive play equipment)
- Add benches where possible to bus stops that serve the elderly and mobility challenged, such as outside of medical service providers
- Transition housing for people coming out of jail
- Assistance with transportation costs for income-qualified paratransit users (low-cost and free bus transportation is already available for people able to use the bus)
- Ongoing sidewalk improvements in all four districts, including sidewalks from Ventana de Vida along Pacheco to St. Michael's and Henry Lynch between Agua Fria and Rufina, and update of PROW list as projects are completed (20-year time frame unless more funding obtained)
- Explain process and benefits of accepting housing vouchers on the City website and include PSA by Ms. Ochoa, who has had housing-voucher tenants and had a good experience (other cities have examples we can examine)
- Continue budgeting for spring labor force to control weeds to obviate need for toxic pesticides and enforce ordinances that require land owners to control weeds (with assistance to the elderly and poor as needed)
- Fix pedestrian bridge and pathways in Fort Marcy Park to make them accessible to wheelchairs and scooters; install temporary Signage with directions to accessible route until repairs done
- Review the Transition Plan to see what outstanding upgrades are needed to public buildings

City of Santa Fe

Mayor's Committee on Disability

2020 PRIORITIES

- **Public Safety**

- Safe relationships with authorities for community members with special needs, including alert systems such as window and door stickers and phone apps that can aid in communication with non-verbal residents
- 24/7 public transportation resources for residents without access to private transportation
- Emergency evacuation plans for paratransit users and seniors
- During Sheridan bus station revision, have an accessible route from the temporary bus station to the Plaza, clearly marked with Signage in both directions
- Have an accessible wheelchair route between Santa Fe Place and the new Southside bus station
- "Captions Always On" ordinance for TV and information screens in public places
- Maintain pathways between parking lots and city property entrances

- **Public Accommodation**

- New bus stop at Cerillos and Second Street (service to Indian Hospital)
- Availability of hearing loops in all locations where the City Council meets and a new city ordinance that requires loop installation in new construction and remodels of public venues
- Educational campaign to encourage installation of adult changing tables in public and commercial facilities. Ask Chamber of Commerce and City to recognize these efforts and produce a map/app of available facilities.
- Review of city construction and remodeling projects by plan Review Subcommittee for adherence to ADA guidelines
- Revision of the ordinance governing noise levels during outside events in the Plaza and public parks
- Update play areas in city parks to allow wheelchair access (phase out and replace wood chips and add inclusive play equipment)
- Add benches where possible to bus stops that serve the elderly and mobility challenged, such as outside of medical service providers
- Transition housing for people coming out of jail
- Assistance with transportation costs for income-qualified paratransit users (low-cost and free bus transportation is already available for people able to use the bus)
- Ongoing sidewalk improvements in all four districts, including sidewalks from Ventana de Vida along Pacheco to St. Michael's and Henry Lynch between Agua Fria and Rufina, and update of PROW list as projects are completed (20-year time frame unless more funding obtained)
- Encourage city policies that promote multi-unit housing construction with some accessible apartments and condos

- o Promote updated city ordinance that requires landlords to accept legitimate income sources from potential tenants (but the landlord still has discretion when someone has a bad history of on-time payment, etc.)
 - o Explain process and benefits of accepting housing vouchers on the City website and include PSA by Ms. Ochoa, who has had housing-voucher tenants and had a good experience (other cities have examples we can examine)
 - o Continue budgeting for spring labor force to control weeds to obviate need for toxic pesticides and enforce ordinances that require land owners to control weeds (with assistance to the elderly and poor as needed)
 - o Fix pedestrian bridge and pathways in Fort Marcy Park to make them accessible to wheelchairs and scooters; install temporary Signage with directions to accessible route until repairs done
 - o Review the Transition Plan to see what outstanding upgrades are needed to public buildings
- **Culture of Kindness**
 - o Business Brochure
 - o Best of Santa Fe categories
 - o Santa Fe Public Schools cartoon contest for website
- **Information Sharing**
 - o Committee representative to participate on new Community Health Council
 - o Local social services brochure, with PTS resources added
 - o Educational and career development resources brochure

Mayor's Committee on Disability

Mayor's Committee on Disability

The Mayor's Committee on Disability's purpose is to work with and for people with and without disabilities to ensure access for all by eliminating physical and attitudinal barriers and improving participation in the Santa Fe community for the enrichment of all. As clarified in [City Resolution 2006-151](#) this advisory committee:

- Studies issues of disability in regards to City programs, including but not limited to, those in the areas of housing, human rights, employment, recreation, and transportation;
- Advises the Governing Body regarding City programs that provide services to persons with disabilities, including, without limitation, those in the areas of housing, human rights, employment, recreation, and transportation services and access;
- Recommends short-range and long-range priorities in those areas of housing, human rights, employment, recreation, and transportation services relating to persons with disabilities;
- Appoints subcommittees to review and comment on preliminary plans of City public works projects such as any new building, any building repair or remodeling that costs more than \$25,000, any new park or recreational facility, any improvement to a park or recreational facility that costs more than \$25,000, and any new pedestrian construction that costs more than \$10,000;
- Assists the City in community outreach and education and staff training regarding issues of disability; and
- Cooperates with other City boards and committees, including, without limitation, those in the areas of housing, human rights, employment, recreation, and transportation.

Members

The nine members of the Mayor's Committee on Disability are appointed by the Mayor with the approval of the City Council. The Chair and Vice-Chair are elected by the members. The Chair appoints sub-committees and sub-committee chairs, as needed. The Committee is also served by one Citizen Advocate. Our members are:

- Aurore Bleck
- Hope Reed
- Kendra Garcia, Vice-Chair
- Eli Fresquez
- Kathlyne Gish, Chair
- Meriam Jawhar
- Victor Hughes
- Angelique Montoya-Chavez
- Pam J. Parfitt

Meetings

The Committee's monthly meetings are open to the public and are currently held via Zoom Webinar on the third Thursday of every other month (even numbered) from 10:00 a.m. to 12:00 noon. Meeting dates, agenda and information can be accessed at <https://santafe.primeregov.com/public/portal>. There is always fifteen minutes of every meeting reserved for public comment. Individuals planning to make comments are encouraged to notify the ADA Coordinator by phone (505) 955-6654 or by email at: tmgraham@santafenm.gov in advance.

Mayor's Committee on Disability meeting minutes can be found at the following page:

http://www.santafenm.gov/archive_center#cat-220

CommUNITY Day at Santa Fe Plaza May 14, 2016

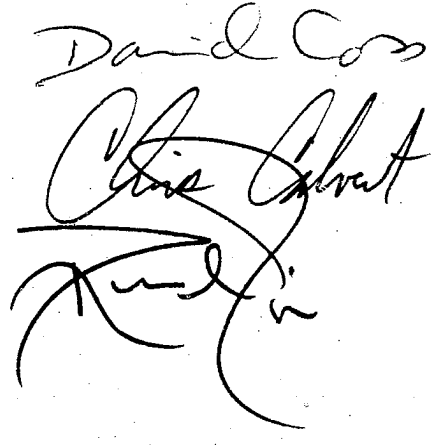



(Guest Larry Lujan), Aurore Bleck, Mary McGinnis, Meriam Jawhar and Dave McQuarie

1 CITY OF SANTA FE, NEW MEXICO

2 RESOLUTION NO. 2006-151

3 INTRODUCED BY:

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10 A RESOLUTION

11 **RESCINDING RESOLUTIONS NO. 2002-20 AND 2005-9 REGARDING THE MAYOR'S**
12 **COMMITTEE ON THE CONCERNS OF PERSONS WITH DISABILITIES AND**
13 **ADOPTING A REVISED MAYOR'S COMMITTEE ON DISABILITY IN ORDER TO**
14 **CLARIFY THE DUTIES AND OPERATION OF THE COMMITTEE.**

15
16 **WHEREAS**, since 1983, the Governing Body has adopted various resolutions regarding
17 the Mayor's Committee on Concerns of Persons with Disabilities; and

18 **WHEREAS**, these resolutions have not included all the basic provisions for operation of
19 the Committee according to the city of Santa Fe rules and procedures for city committees; and

20 **WHEREAS**, the Mayor's Committee on Concerns of Persons with Disabilities has
21 reviewed the current resolutions (No. 2002-20 and 2005-9) and have recommended changes to
22 these resolutions which have been incorporated into the body of this resolution.

23 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
24 **CITY OF SANTA FE** that Resolutions No. 2002-20 and 2005-9 are rescinded.

25 **AND BE IT FURTHER RESOLVED** that:

1 Section 1. NAME. The Mayor's Committee on Disability.

2 Section 2. PURPOSE. The purpose of the Committee is to work with and for
3 people with and without disabilities to ensure access for all by eliminating physical, and
4 attitudinal barriers, improving participation in the Santa Fe community for enrichment of all.

5 Section 3. DUTIES AND RESPONSIBILITIES.

6 (1) The Committee shall study issues of disability in regards to city programs
7 including, but not limited to, those in the areas of housing, human rights, employment, recreation
8 and transportation.

9 (2) The Committee shall advise the Governing Body of city programs providing
10 services to persons with disabilities including, without limitation, those in the areas of housing,
11 human rights, employment, recreation, transportation services and access.

12 (3) The Committee shall make recommendations regarding short-range and long-
13 range priorities in those areas of housing, human rights, employment, recreation and
14 transportation services relating to persons with disabilities.

15 (4) The chairman shall appoint a subcommittee to review and comment on
16 preliminary plans of the following types of city public works projects:

17 A. Any new building;

18 B. Any building repair or remodeling that costs more than \$25,000;

19 C. Any new park or recreational facility;

20 D. Any improvement to a park or recreational facility that costs more than
21 \$25,000; and

22 E. Any new pedestrian structure that costs more than \$10,000.

23 (5) The Committee shall assist the city in community outreach and education and
24 staff training regarding issues of disabilities.

25 (6) The Committee shall cooperate with other city boards and committees, including,

1 without limitation, those in the areas of housing, human rights, employment, recreation and
2 transportation.

3 Section 4. **MEMBERSHIP; OFFICERS.** The Committee shall consist of nine
4 members appointed by the Mayor with the approval of the City Council. Members may be a
5 person with disabilities or may include persons who have expressed an interest in serving on the
6 Committee The Committee shall elect a chairperson and vice chairperson. The chairperson shall
7 appoint sub-committees and sub-committee chairpersons as needed.

8 Section 5. **TERMS.** Of the initial appointments, four of the members shall be
9 appointed for two year terms and five shall be appointed for four year terms. Subsequent terms
10 shall be for four years to maintain staggering of terms. There shall be no limitation to the number
11 of consecutive terms a member may serve. The chairman shall serve for a two year term. After
12 three consecutive unexcused absences a committee member shall be automatically removed and
13 notified thereof by the chairman. Vacancies shall be filled in the same manner as initial
14 appointments and shall be for the remainder of the unexpired term. Any member of the
15 Committee may be removed by the Mayor with the approval of the City Council, with or without
16 cause.

17 Section 6. **MEETINGS.**

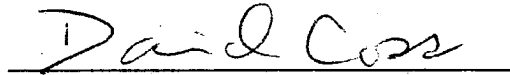
18 (1) Because of the special considerations of persons with disabilities due to health or
19 logistical problems the following shall apply:

- 20 (a) A quorum shall consist of four members of the Committee; and
21 (b) A member of the Committee may participate in the meeting by means of
22 a conference telephone or other similar communications equipment when it is otherwise
23 difficult or impossible for the member to attend the meeting in person, provided that each
24 member participating by conference telephone can be identified when speaking, all
25 participants are able to hear each other at the same time and members of the public

1 attending the meeting are able to hear any member of the Committee who speaks during
2 the meeting.

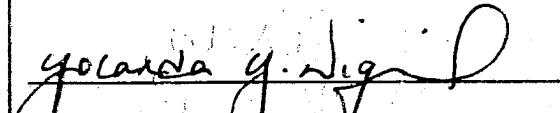
3 (2) The Committee shall comply with all applicable policies, ordinances, resolutions,
4 rules and regulations of the city.

5 PASSED, APPROVED and ADOPTED this 13th day of December, 2006.

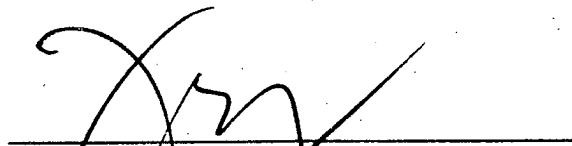
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8 DAVID COSS, MAYOR

9
10 ATTEST:

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12 
13 YOLANDA Y. VIGIL, CITY CLERK

14
15 APPROVED AS TO FORM:

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17 
18 FRANK D. KATZ, CITY ATTORNEY

CITY OF SANTA FE, NEW MEXICO

PROPOSED AMENDMENT(S) TO RESOLUTION NO. 2006 - 151
(Mayor's Committee on Disability)

Mayor and Members of the City Council:

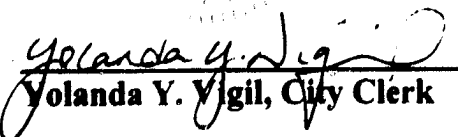
I propose the following amendment(s) to Resolution No. 2006 - 151:

- 1. On page 2, line 1, delete "Concerns of Persons with Disabilities" and substitute "Disability"**

Respectfully submitted,


Public Works Committee

ADOPTED: X
NOT ADOPTED: _____
DATE: 12/13/06


Yolanda Y. Vigil, City Clerk

FIR No. _____

City of Santa Fe Fiscal Impact Report (FIR)

This Fiscal Impact Report (FIR) shall be completed for each proposed bill or resolution as to its direct impact upon the City's operating budget and is intended for use by any of the standing committees of and the Governing Body of the City of Santa Fe. Bills or resolutions with no fiscal impact still require a completed FIR. Bills or resolutions with a fiscal impact must be reviewed by the Finance Committee. Bills or resolutions without a fiscal impact generally do not require review by the Finance Committee unless the subject of the bill or resolution is financial in nature.

Section A. General Information

(Check) Bill: _____ Resolution: 2006-151
(A single FIR may be used for related bills and/or resolutions)

Short Title(s): Recinding resolutions No. 2002-20 and 2005-9 regarding the Mayor's Committee on the Concerns of persons with disabilities and adopting a revised Mayor's Committee on Disability in order to clarify the duties and operation of the committee.

Sponsor(s): Mayor David Coss

Reviewing Department(s): Division/Property Control

Person Completing FIR: Joseph L. Lujan
Phone: 955-5743

Date: 11/22/06

Reviewed by City Attorney: _____
(Signature)

Date: 11/27/06

Reviewed by Finance Director: _____
(Signature)

Date: 11/29/06

Section B. Summary

Briefly explain the purpose and major provisions of the bill/resolution.

Outlining the Committee's purpose, duties, responsibilities, membership, terms and meeting criteria.

Section C. Fiscal Impact

Notes: Financial information on this FIR does not directly translate into a City of Santa Fe budget increase. For a budget increase, the following are required:

- a. The item must be on the agenda at the Finance Committee and City Council as a "Request for Approval of a City of Santa Fe Budget Increase" with a definitive funding source (could be same item and same time as bill/resolution)
- b. Detailed budget information must be attached as to fund, business units, and line item, amounts, and explanations (similar to annual requests for budget)
- c. Detailed personnel forms must be attached as to range, salary, and benefit allocation and signed by Human Resources Department for each new position(s) requested (prorated for period to be employed by fiscal year)*

1. Projected Expenditures:

a. Indicate Fiscal Year(s) affected -- usually current fiscal year and following fiscal year (i.e., FY 03/04 and FY 04/05)

- b. Indicate:
- "A" if current budget and level of staffing will absorb the costs
 - "N" if new, additional, or increased budget or staffing will be required

Mayor's Committee on Disability Meeting Schedule for 2022

1	Thursday, February 17, 2022	10:00AM-12:00PM
2	Thursday, April 21, 2022	10:00AM-12:00PM
3	Thursday, June 16, 2022	10:00AM-12:00PM
4	Thursday, August 18, 2022	10:00AM-12:00PM
5	Thursday, October 20, 2022	10:00AM-12:00PM
6	Thursday, December 15, 2022	10:00AM-12:00PM

1 **CITY OF SANTA FE, NEW MEXICO**

2 **ORDINANCE NO. 2021-21**

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10 **AN ORDINANCE**

11 **RELATING TO CLOSED CAPTIONS; CREATING A NEW SECTION 7.5 SFCC 1987 TO**
12 **REQUIRE PLACES OF PUBLIC ACCOMMODATION TO ACTIVATE CLOSED**
13 **CAPTIONING ON TELEVISION RECEIVERS.**

14
15 **BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:**

16 **Section 1. A new Section 7.5 of SFCC 1987 is ordained to read:**

17 **7.5 CLOSED CAPTIONING IN PLACES OF PUBLIC ACCOMODATION**

18 **7.5-1 Purpose.**

19 The purposes of this section are the following:

20 A. To provide inclusion to those members of the public who are deaf or hard of
21 hearing in places of public accommodation;

22 B. To prevent the exclusion, segregation, or denial of service for those who are deaf
23 or hard of hearing; and

24 C. To provide a benefit to all members of the public who are viewing televised or
25 streamed media in situations in which it is difficult to hear audio.

1 **7.5-2 Definitions.**

2 For purposes of this Section:

3 *Closed Captioning* means a user-activated transcript or dialog of the audio portion of a
4 television program that is displayed on a television receiver screen.

5 *Closed-Captioned Television Receiver* means a receiver of television or streamed
6 programming that has the ability to display closed captioning, including but not limited to, a
7 television, display screen, digital set top box, and other technology capable of displaying closed
8 captioning for television or streamed programming.

9 *Department* means the relevant city department as assigned by the city manager.

10 *Place of Public Accommodation* means the following locations:

11 (1) An inn, hotel, motel, or other place of lodging, except for an establishment
12 located within a building that contains not more than five rooms for rent or hire and that is
13 actually occupied by the proprietor of such establishment as the residence of such
14 proprietor;

15 (2) A restaurant, bar, or other establishment serving food and/or drink;

16 (3) A place of exhibition of entertainment such as a motion picture house,
17 theater, concert hall, or stadium;

18 (4) A place of public gathering such as an auditorium, convention center, or
19 lecture hall;

20 (5) A sales or retail establishment such as a bakery, grocery store, clothing
21 store, hardware store, a shopping center;

22 (6) Any retail or service establishment such as a department store, laundromat,
23 dry-cleaner, bank, barber shop, beauty shop, travel service, shoe repair service, funeral
24 parlor, gas station, office of an accountant or lawyer, pharmacy, insurance office,
25 professional office of a health care provider, or hospital;

1 (7) A terminal, depot, or other station used for specified public transportation;

2 (8) A place of public display or collection such as a museum, library, or
3 gallery;

4 (9) A place of recreation or exercise such as a park, zoo, amusement park,
5 swimming pool, gym, health spa, bowling alley, or golf course;

6 (10) A place of education such as a day care, preschool, elementary, secondary,
7 undergraduate, or postgraduate private school; and

8 (11) A social service center establishment such as a day care center, senior
9 citizen center, homeless shelter, food bank, or adoption agency.

10 *Public Area.* Any part of a place of public accommodation that is open to the general public.

11 *Regular Hours.* The hours of any day in which a place of public accommodation is
12 generally open to members of the general public.

13 *Respondent.* Any person who is alleged or found to have committed a violation of
14 regulations established in this section.

15 **7.5-3 Closed Captioning in Places of Public Accommodation.**

16 A. Any place of public accommodation must activate closed captioning, with a yellow
17 text color, or if yellow is not available, white text on a black background, or black text in the largest
18 font style available, on all closed-captioned television receivers that are turned on and operating in
19 any public area during regular hours, except in the following circumstances:

20 (1) When no receiver of televised or streamed programming of any kind is
21 available in a public area of the place of public accommodations;

22 (2) The only source or receiver of the televised or streamed programming
23 available in a public area of the place of public accommodation is technically incapable of
24 displaying closed captioning; or

25 (3) If multiple television models are in use and displayed together for sale in

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a public area and at least one closed-captioned television is available for viewing.

B. Powers and duties of the department.

(1) The department shall investigate alleged violations of this section and shall have such powers and duties as are necessary and proper for the administration and enforcement of this ordinance.

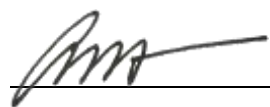
(2) The department shall assess a civil penalty of up to two hundred and fifty dollars (\$250.00) for the initial offense, and five hundred dollars (\$500.00) for each subsequent offense to any respondent who fails to demonstrate compliance within thirty (30) days of a notice of such violation.

F. Exclusions.

(1) This section shall not be interpreted or applied to diminish or conflict with any requirements of state or federal law. In the event of any conflict, state and federal requirements shall supersede the requirements of this section.

(2) This section does not apply to programming that is exempt from closed captioning requirements under state or federal law.

PASSED, APPROVED, and ADOPTED this 29th day of September, 2021.



ALAN WEBBER, MAYOR

ATTEST:

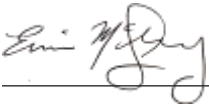

Kristine Mihelcic (Oct 5, 2021 08:25 MDT)

KRISTINE MIHELICIC, CITY CLERK

1 APPROVED AS TO FORM:

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4 ERIN K. McSHERRY, CITY ATTORNEY

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24 *Bill No. 2021-21*

25 *Legislation/2021/Ordinances/2021-21 Requiring Closed Captions*